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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q66492

Masashi AONUMA

Appln. No.: 09/989,407

Group Art Unit: 2878

Confirmation No.: 9757

Examiner: Albert J. Gagliardi

Filed: November 21, 2001

For: IMAGE AND INFORMATION PROCESSOR

**REQUEST FOR RECONSIDERATION OF PATENT TERM ADJUSTMENT
UNDER 35 U.S.C. § 154**

MAIL STOP PATENT EXT.

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. § 1.705, Applicant requests reconsideration of the Patent Term Adjustment to read 120 days, as originally indicated in the Determination of Patent Term Adjustment forwarded with the Notice of Allowance on March 1, 2004. Enclosed are a copy of the Determination of Patent Term Adjustment forwarded with the Notice of Allowance and a copy of the Issue Notification for the above-identified application. Also enclosed is a copy of the Filing Receipt for the only submissions made by the Applicant between mailing of the Notice of Allowance and payment of the Issue Fee.

As evident from these papers and from PAIR and PALM systems, the only submissions filed by the Applicant between mailing of the Notice of Allowance and payment of the Issue Fee

was a paper with a "Submission of Art." As clarified in the "Clarification of 37 C.F.R. §

08/24/2004 NROCHA2 00000040 09989407

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REQUEST FOR RECONSIDERATION OF PATENT TERM ADJUSTMENT
U. S. Application No. 09/989,407 (issued as US 6,762,429)

1.704(c)(10) - Reduction of Patent Term Adjustment for Certain Types of Papers Filed After a Notice of Allowance Has Been Mailed,” 12470G111 (6/26/01), “a response to the examiner’s reasons for allowance” is an example of a paper that does “not cause substantial interference and delay in the patent issue process” and is “not considered a ‘failure to engage in reasonable efforts’ to conclude processing or examination of the application.” Although the publication does not specifically list “Submission of Prior Art” as an example of a paper that does “not cause substantially interference and delay in the patent issue process” and is “not considered a ‘failure to engage in reasonable efforts’ to conclude processing or examination of the application,” the publication also does not list “Submission of Prior Art” as an example of a submission after a Notice of Allowance which would cause substantial interference and delay in the patent issue process. Applicant respectfully submits that a “Submission of Prior Art” should not cause a reduction in Patent Term Adjustment. Accordingly, the Applicant requests reinstatement of all of the 78 days of the term reduced, to again provide the Applicant with the full patent term adjustment of 120 days set forth in the Determination of Patent Adjustment forwarded with the Notice of Allowance.

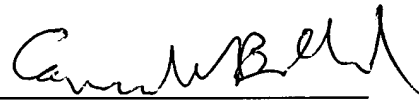
To the knowledge of the undersigned, this application is not subject to a terminal disclaimer.

In accordance with 69 Fed. Reg. 21704, 21706 (April 22, 2004), for patents issued after May 24, 2004, an applicant has two months within which to file a request for reconsideration of patent term adjustment. Thus, the present request is timely filed.

REQUEST FOR RECONSIDERATION OF PATENT TERM ADJUSTMENT
U. S. Application No. 09/989,407 (issued as US 6,762,429)

A check for the statutory fee of \$200.00 is attached. The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and Publication Fee, to Deposit Account No.19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this paper is attached.

Respectfully submitted,



Cameron W. Beddard
Registration No. 46,545

SUGHRUE MION, PLLC
Telephone: (202) 293-7060
Facsimile: (202) 293-7860

WASHINGTON OFFICE

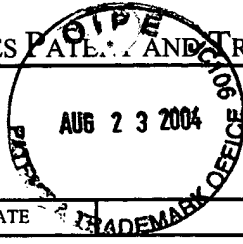
23373

CUSTOMER NUMBER

Date: August 23, 2004



UNITED STATES PATENT AND TRADEMARK OFFICE



UNITED STATES DEPARTMENT OF COMMERCE
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/989,407	11/21/2001	Masashi Aonuma	Q66492	9757
7590 03/01/2004				
SUGHRUE, MION, ZINN, MACPEAK & SEAS, PLLC				
Suite 800				
2100 Pennsylvania Avenue, NW				
Washington, DC 20037-3213				
EXAMINER				
GAGLIARDI, ALBERT J				
ART UNIT		PAPER NUMBER		
2878				

DATE MAILED: 03/01/2004

Determination of Patent Term Adjustment under 35 U.S.C. 154 (b)
(application filed on or after May 29, 2000)

The Patent Term Adjustment to date is 120 day(s). If the issue fee is paid on the date that is three months after the mailing date of this notice and the patent issues on the Tuesday before the date that is 28 weeks (six and a half months) after the mailing date of this notice, the Patent Term Adjustment will be 120 day(s).

If a Continued Prosecution Application (CPA) was filed in the above-identified application, the filing date that determines Patent Term Adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) system (<http://pair.uspto.gov>).

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office Patent Legal Administration at (703) 305-1383. Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at (703) 305-8283.



UNITED STATES PATENT AND TRADEMARK OFFICE

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United States Patent and Trademark Office
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Alexandria, Virginia 22313-1450
www.uspto.gov

AUG 23 2004

APPLICATION NO.	ISSUE DATE	PATENT NO.	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/989,407	06/24/2004	6762429	Q66492	9757

7590

06/24/2004

SUGHRUE, MION, ZINN, MACPEAK & SEAS, PLLC
Suite 800
2100 Pennsylvania Avenue, NW
Washington, DC 20037-3213

ISSUE NOTIFICATION

The projected patent number and issue date are specified above.

Determination of Patent Term Adjustment under 35 U.S.C. 154 (b) (application filed on or after May 29, 2000)

The Patent Term Adjustment is 42 day(s). Any patent to issue from the above-identified application will include an indication of the adjustment on the front page.

If a Continued Prosecution Application (CPA) was filed in the above-identified application, the filing date that determines Patent Term Adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) system (<http://pair.uspto.gov>).

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (703) 305-1383. Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at (703) 305-8283.

APPLICANT(S):

Masashi Aonuma, Kanagawa, JAPAN;

DOCKETING

04 JUL 25 2004

PROCESSED

CB



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FILING RECEIPT
PLEASE DATE STAMP AND RETURN TO US - BOX 235X

In re application of

Masashi AONUMA

Appln. No.: 09/989,407

Confirmation No.: 9757

Filed: November 21, 2001

For: IMAGE AND INFORMATION PROCESSOR

Group Art Unit: 2878

Examiner: Albert J. Gagliardi



PAPER(S) FILED ENTITLED:

1. Submission of Art (with 4 references)

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DOCKET NO.: Q66492

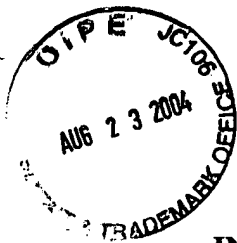
ATTORNEY/SEC: SPP/CWB/jeh

Date Filed: April 27, 2004

WASHINGTON OFFICE

23373

CUSTOMER NUMBER



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q66492

Masashi AONUMA

Allowed: March 1, 2004

Appln. No.: 09/989,407

Group Art Unit: 2878

Confirmation No.: 9757

Examiner: Albert J. Gagliardi

Filed: November 21, 2001

For: IMAGE AND INFORMATION PROCESSOR

SUBMISSION OF ART

MAIL STOP ISSUE FEE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

FILED

APR 27 2004

For the possible benefit of anyone subsequently evaluating the scope and/or validity of the above-identified patent (to be determined), it is requested that the documents that are listed below (copy enclosed) be placed in the U. S. Patent and Trademark Office's file wrapper of the above-identified U. S. patent:

1. Japanese Unexamined Patent Application Publication No. 63-253348,
published October 20, 1988.
2. Japanese Unexamined Patent Application Publication No. 01-227139,
published September 11, 1989.
3. Japanese Unexamined Patent Application Publication No. 04-123173,
published April 23, 1992.

SUBMISSION OF ART
U.S. Appln. No.: 09/989,407

4. Japanese Unexamined Patent Application Publication No. 04-155581,
published May 28, 1992.

The above-listed documents are cited in the specification of the present
application.

The undersigned has not reviewed the teachings of the above-listed document in
detail and thus makes no representations concerning the relevancy or materiality of the
above-listed document.

This is not an Information Disclosure Statement and no response from the U. S.
Patent and Trademark Office is believed to be necessary, nor are any fees believed to be
due.

Respectfully submitted,



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WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Date: April 27, 2004